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IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

Re Application of:

LENK

Serial No.: 10/727,809

Group Art Unit: 2856

Date Filed: December 4, 2003

Examiner: J. Fitzgerald

For: **LEVEL MEASURING INSTRUMENT AND PROCEDURE FOR ITS INSERTING
INTO A CONTAINER**

TRANSMITTAL LETTER

Commissioner for Patents
P.O. Box 1450
Alexandria, VA 22313

Sir:

Submitted herewith for filing in the U.S. Patent and Trademark Office is the following:

- (1) Transmittal Letter;
- (2) Response and Amendment Under 37 C.F.R. §1.111; and
- (3) Check no. 22324 in the amount of \$200.00 for one additional independent claim.

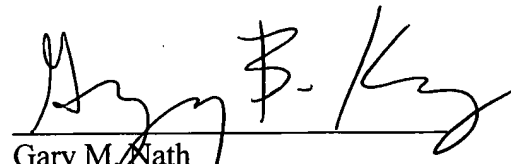
If an Extension of Time under 37 CFR § 1.136 is required and has not been separately requested herein, please consider this Transmittal Letter as including a request for such Extension of Time and as a further authorization to charge any fee for such Extension of Time, as may be required by 37 CFR § 1.17, to Deposit Account No. 14-0112.

Please charge any fee deficiency, or credit any overpayment, in connection with this matter to Deposit Account No. 14-0112.

Respectfully submitted,
NATH & ASSOCIATES PLLC

Date: December 30, 2004
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RESPONSE AND AMENDMENT UNDER 35 U.S.C. §1.111

Commissioner for Patents
P.O. Box 1450
Alexandria, VA 22313-1450

Sir:

This is a full and complete response to the Office Action having a mailing date of October 5, 2004. The three month shortened statutory period to respond to the Office Action was set to expire January 5, 2005, which makes this a timely filed response to the present Office Action.

Initially, Applicants note with thanks the Examiner's indication of allowable subject matter. Also, a fourth independent claim has been added to this application. Thus, the appropriate fee of \$200.00 is submitted with this Response and Amendment.

In view of the following amendments and remarks, the Applicants respectfully request that the Examiner reconsider and withdraw the outstanding objections and rejections and allow this application.

AMENDMENT

Please amend the above captioned application as follows: